



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Sybil Smith et al.
Appl. No.: 10/582,041
Filed: December 6, 2004
Docket No.: 2105
Conf. No.:
Title: **CONTROLLED ACCESS SYSTEM AND METHOD
ESPECIALLY FOR PHARMACEUTICALS**
Art Unit:
Examiner:
Action: **TRANSMITTAL OF INFORMATION DISCLOSURE**
Date: September 27, 2006

TO: Mail Stop DD
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The documents identified on the attached form PTO/SB/08 have come to the attention of the undersigned in connection with the subject application. Unless otherwise indicated, copies of these documents are attached, and it is respectfully requested that they be made of record in this proceeding. The identification of these documents is for the purpose of meeting Applicant's duty of disclosure under 37 C.F.R. §1.56 and is not intended to be an admission that these documents constitute prior art as to the invention disclosed and claimed in the subject application.

Pursuant to the provisions of 37 CFR §1.97, this Information Disclosure Statement (IDS) should be considered by the Office because:

- ☒ In accordance with 37 CFR §1.97(b), this IDS is being filed by the Applicant:
- ☒ Within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
 - ☒ Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application;
 - ☐ Before the mailing of a first Office action on the merits; or
 - ☐ Before the mailing of a first Office action after the filing of a request for continued examination under § 1.114.

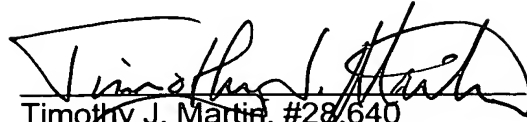
- ☐ In accordance with 37 CFR §1.97(c), this IDS is being filed by the Applicant after the period specified in §1.97(b) before the mailing date of:
- ☐ A final action under § 1.113;
 - ☐ A notice of allowance under § 1.311; or
 - ☐ An action that otherwise closes prosecution in the application; and
 - ☐ Is accompanied by:
 - ☐ The statement specified in § 1.97(e); or
 - ☐ The fee set forth in § 1.17(p).
- ☐ In accordance with 37 CFR §1.97(d), this IDS is being filed by the Applicant after the period specified in §1.97(c) but before payment of the issue fee and is accompanied by:
- ☐ The statement specified in § 1.97(e); and
 - ☐ The fee set forth in § 1.17(p).
- ☐ Applicant hereby makes the following statement(s) in accordance with § 1.97(e):
- ☐ Each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
 - ☐ No item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in § 1.56(c) more than three months prior to the filing of this IDS.

Please initial the attached form PTO/SB/08 where indicated and return a copy of the initialed document to the undersigned as an indication that the listed reference has been considered and made of record. The Commissioner is hereby authorized to charge the payment of any required fee(s) or credit any overpayment to Deposit Account No. 13-1940.

The Examiner is courteously solicited to enter an expeditious allowance of this application. If any questions remain to be addressed, it is respectfully requested that the undersigned attorney for the Applicants be contacted at the number listed below.

Respectfully submitted,

MARTIN & HENSON, P.C.



Timothy J. Martin, #28,640

Michael R. Henson, #39,222

John W. Carpenter, #57,830

9250 W. 5th Avenue, Suite 200

Lakewood, Colorado 80226

(303) 232-3388

CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8

I hereby certify that the foregoing **TRANSMITTAL OF INFORMATION DISCLOSURE (3 pages) AND FORM PTO/SB/08 (1 page)** is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop DD, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 10th day of October, 2006.



Marcie F. King

PTO/SB/08A (09-06)